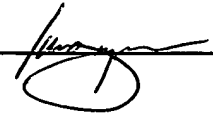

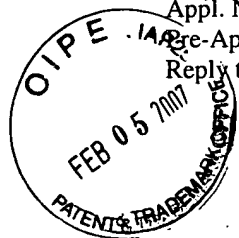


|   |  |  |                             |
|---|--|--|-----------------------------|
| <b>PRE-APPEAL BRIEF REQUEST FOR REVIEW</b>  |  | Docket Number (Optional)<br>42390P13126    |                             |
| <p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on <u>January 31, 2007</u>.</p> <p>Signature <u></u></p> <p>Typed or printed name <u>Tu T. Nguyen</u></p>   |  | Application No.<br>10/038,341              | Filed<br>January 4, 2002    |
|   |  | First Named Inventor<br>Seemab Aslam Kadri |                             |
|   |  | Art Unit<br>2132                           | Examiner<br>Samson B. Lemma |
| <p>Applicant requests review of the final rejection in the above-identified application. No amendments are being filed with this request.</p> <p>This request is being filed with a Notice of Appeal.</p> <p>The review is requested for the reason(s) stated on the attached sheet(s).<br/>NOTE: No more than five (5) pages may be provided.</p> <p>I am the:</p> <p><input type="checkbox"/> applicant/inventor.</p> <p><input type="checkbox"/> assignee of record of the entire interest.<br/>See 37 CFR 3.71. Statement under of 37 CFR 3.73(b) is enclosed.<br/>(Form PTO/SB/96)</p> <p><input checked="" type="checkbox"/> Attorney or agent of record.<br/>Registration Number <u>42,034</u></p> <p><input type="checkbox"/> attorney or agent acting under 37 CFR 1.34.<br/>Registration number if acting under 37 CFR 1.34 _____</p> <p><u></u><br/>Signature</p> <p><u>Thinh V. Nguyen</u><br/>Typed or printed name</p> <p><u>(714) 557-3800</u><br/>Telephone Number</p> <p><u>January 31, 2007</u><br/>Date</p> <p>NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required.</p> <p><input type="checkbox"/> *Total of _____ forms are submitted.</p> |  |  |                             |

Appl. No. 10/038,341

Pre-Appeal Brief Request filed January 31, 2007

Reply to Final Office Action of October 19, 2006



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application. No. : 10/038,341  
Applicant : Seemab Aslam Kadri  
Filed : 01/04/2002  
TC/A.U. : 2132  
Examiner : Samson B. Lemma

Confirmation No. 7288

Docket No. : 042390.P13126  
Customer No. : 8791

Commissioner for Patents  
PO Box 1450  
Alexandria VA 22313-1450

**PRE-APPEAL BRIEF REQUEST FOR REVIEW**

Sir:

In response to the Final Office action dated October 19, 2006, Applicant would like to request a pre-appeal panel review of the application.

**Remarks/Arguments** begin on page 2 of this paper.

### **REMARKS/ARGUMENTS**

Claims 1-35 are pending in the present application.

This Request is in response to the Final Office Action mailed October 19, 2006. In the Office Action, the Examiner rejected claims 1-35 under 35 U.S.C. §102(e). Reconsideration in light of the remarks made herein is respectfully requested. Applicant respectfully traverses the rejections and contends that the Examiner has not established a prima facie case of anticipation.

Pre-appeal panel review of the application in light of the remarks/arguments made herein is respectfully requested.

There are several clear errors in the Examiner's rejections and arguments.

1) Traversat does not disclose a collector inside a firewall.

Applicant refers to the response filed on August 7, 2006, pages 11-12. Among other things, Applicant submits that a peer is not the same as a collector.

2) Traversat does not disclose the intended internal peer registering for an external communication across the firewall. Applicant refers to the response filed on August 7, 2006, pages 11-12.

3) Traversat does not disclose a distributor to distribute message. Applicant refers to the response filed on August 7, 2006, pages 11-12. Among other things, Applicant submits that Traversat merely discloses the peer inside the firewall contacting the relay peer to retrieve messages.

4) Traversat does not disclose a registrar to register the internal peer. Applicant refers to the response filed on August 7, 2006, pages 11-12. Among other things, Applicant submits that Traversat merely discloses the peer group 280 registers outside the firewall.

Accordingly, Applicant respectfully requests the Review Panel render a decision allowing the application.

**Conclusion**

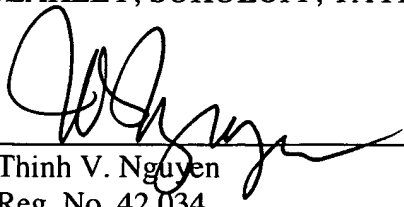
Applicant respectfully requests the Review Panel render a decision allowing the application.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Dated: January 31, 2007

By

  
Thinh V. Nguyen

Reg. No. 42,034

Tel.: (714) 557-3800 (Pacific Coast)

12400 Wilshire Boulevard, Seventh Floor  
Los Angeles, California 90025

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**CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8A)**

*I hereby certify that this correspondence is, on the date shown below, being:*

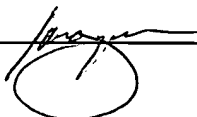
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Date: January 31, 2007

  
Tu Nguyen

January 31, 2007

Date